

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on June 7, 2016.

Mayor Gover presided and called the meeting to order at 6:30 p.m.

Mayor Gover led the Pledge of Allegiance.

The following members of the Council answered roll call physically present: YEA Commissioner Dave Cox, YEA Commissioner Sandra Graven, YEA Commissioner Rick Hall, YEA Commissioner Preston Owen, and YEA Mayor Tim Gover.

Also physically present were City personnel: City Administrator Kyle Gill, City Attorney Janett Winter-Black, Finance Director/Treasurer Beth Wright, Public Works Director Dean Barber, Police Chief Jeff Branson, and City Clerk Susan O'Brien.

**CONSENT AGENDA**

Mayor Gover seconded by Commissioner Hall moved to approve the consent agenda consisting of Minutes of the Regular Meeting May 17 and Special Meeting May 20, 2016; bills and payrolls for the last half of May, 2016 and first payroll in June, 2016.

**Bills & Payroll**  
**last half of May, 2016**  
**and first Payroll June, 2016**

	<b><u>General Fund</u></b>		
Payroll		\$	572,569.46
Bills		\$	<u>138,467.09</u>
	Total	\$	711,036.55
	<b><u>Hotel Tax Administration</u></b>		
Payroll		\$	5,566.72
Bills		\$	<u>1,060.25</u>
	Total	\$	6,626.97
	<b><u>Festival Mgt Fund</u></b>		
Bills		\$	<u>9,895.44</u>
	Total	\$	9,895.44
	<b><u>Capital Project Fund</u></b>		
Bills		\$	<u>4,194.48</u>
	Total	\$	4,194.48
	<b><u>Midtown TIF Fund</u></b>		
Bills		\$	<u>1,582.66</u>
	Total	\$	1,582.66

	<b><u>Water Fund</u></b>		
Payroll		\$	73,328.85
Bills		\$	<u>23,613.31</u>
	Total	\$	96,942.16
	<b><u>Sewer Fund</u></b>		
Payroll		\$	82,306.21
Bills		\$	<u>59,273.46</u>
	Total	\$	141,579.67
	<b><u>Heath Insurance Fund</u></b>		
Bills		\$	<u>233,905.41</u>
	Total	\$	233,905.41
	<b><u>Motor Fuel Tax Fund</u></b>		
Bills		\$	<u>19,081.51</u>
	Total	\$	19,081.51

Mayor Gover opened the floor for comments/questions with no response.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

**PRESENTATIONS, PETITIONS AND COMMUNICATIONS**

Mayor Gover opened the floor for Public comments with no response.

**NEW BUSINESS**

Commissioner Graven seconded by Commissioner Owen moved to adopt Resolution No. 2016-2968, establishing the prevailing rate of wages in the Coles County Area as determined by the Illinois Department of Labor as the wages that must apply to public works of the City of Mattoon consistent with mandates of Illinois statute.

**CITY OF MATTOON, ILLINOIS**

**RESOLUTION NO. 2016-2968**

**RESOLUTION ESTABLISHING THE PREVAILING RATE OF WAGES IN THE COLES COUNTY AREA AS DETERMINED BY THE ILLINOIS DEPARTMENT OF LABOR AS THE WAGES THAT MUST APPLY TO PUBLIC WORKS CONSTRUCTION OF THE CITY OF MATTOON CONSISTENT WITH MANDATES OF ILLINOIS STATUTE**

**WHEREAS**, the State of Illinois has enacted “An ACT regulating wages of laborers, mechanics and other workers employed in any public works by the State, County, City or any public body or any political subdivision or by anyone under contract for public works”, approved June 26, 1941, as amended, being Chapter 820 ILCS 130/1-12 Illinois Compiled Statutes, commonly referred to as The Prevailing Wage Act; and,

**WHEREAS**, the aforesaid Act requires that the City Council of the City of Mattoon, Illinois investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics and other workers in the locality of said City of Mattoon, Illinois employed in performing construction of public works, for said City of Mattoon, Illinois.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MATTOON, COUNTY OF COLES, AND STATE OF ILLINOIS:**

**SECTION 1:** To the extent and as required by “An Act regulating wages of laborers, mechanics and other workers employed in any public works by State, County, City or any public body or any political subdivision or by anyone under contract for public works”, approved June 26, 1941, as amended, the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in construction of public works coming under the jurisdiction of the City of Mattoon, Illinois is hereby ascertained to be the same as the prevailing rate of wages for construction work in the Coles County area as determined by the Department of Labor of the State of Illinois as of July 2015, a copy of that determination being attached hereto as Exhibit “A” and incorporated herein by reference. The definition of any terms appearing in this Resolution which are also used in the aforesaid Act shall be the same as in said Act.

**SECTION 2:** Nothing herein contained shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works of the City of Mattoon, Illinois to the extent required herein by the aforesaid Act.

**SECTION 3:** The City Clerk shall publicly post or keep available for inspection by any interested party in the main office of the City of Mattoon, Illinois this determination of such prevailing rate of wage.

**SECTION 4:** The City Clerk shall mail a copy of this determination to any employer, and to any association of employers and to any person or association of employees who have filed or file their names and addresses, requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

**SECTION 5:** The City Clerk shall promptly file a certified copy of this Resolution with both the Secretary of State Index Division and the Department of Labor of the State of Illinois.

**SECTION 6:** The City Clerk shall cause a notice to be published in a newspaper of general circulation within the area that the determination of prevailing wages has been made. Said notice shall conform substantially to the notice attached hereto. Such publication shall constitute notice that this is the determination of the City of Mattoon, Illinois and is effective.

Upon motion by Commissioner Graven seconded by Commissioner Owen adopted this 7th day of June, 2016, by a roll call vote, as follows:

AYES (Names):           Commissioner Cox, Commissioner Graven,  
                                  Commissioner Hall, Commissioner Owen,  
                                  Mayor Gover

NAYS (Names):           None

ABSENT(Names): None

Approved this 7th day of June, 2016.

/s/ Tim Gover  
Tim Gover, Mayor  
City of Mattoon, Coles County, Illinois  
APPROVED AS TO FORM:

ATTEST:

/s/ Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/ Janett S. Winter-Black  
Janett S. Winter-Black City Attorney

Recorded in the Municipality's Records on June 7, 2016.

Published this 7<sup>th</sup> day of June, 2016.

Mayor Gover opened the floor for comments/discussion/questions with no response.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Graven moved to adopt Special Ordinance No. 2016-1626, granting a variance to fence height allowing an eight foot privacy fence along the west side of the property located at 4840 Carter Lane. Tom Burritt- Petitioner

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**CITY OF MATTOON, ILLINOIS  
SPECIAL ORDINANCE NO. 2016-1626**

**AN ORDINANCE GRANTING A VARIANCE TO CONSTRUCT AN 8' TALL FENCE AT 4840  
CARTER LANE MATTOON IL 61938**

**WHEREAS**, there has been filed a written Petition by Tom Burritt requesting a variance to allow for construction of an 8' tall fence, respecting the property legally described as:

**PT NE1/4 NE1/4 LAKELAND HOUSING SEC 02 T11N R07E**

**WHEREAS**, said site is zoned R3, Multiple Family Residential District; and

**WHEREAS**, the property is well suited for construction of said fence; and

**WHEREAS**, the Planning Commission held a public hearing for the City of Mattoon, Coles County, Illinois, and has recommended that the requested variance be granted; and

**WHEREAS** the City Council for the City of Mattoon, Coles County, Illinois, deems that it would be in the public interest to approve a variance to allow the construction of an 8' tall fence.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS**, as follows:

**Section 1.** Pursuant to enabling authority provided at Section §159.05 of the Mattoon Code of Ordinances, the property legally described as aforesaid, be and the same is granted a variance allowing for lawful right to construct said fence thereat.

**Section 2.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 3.** This ordinance shall be effective upon its approval as provided by law.

**Section 4.** The City Clerk shall make and record a duly certified copy of this ordinance with the Clerk and Recorder's Office of Coles County, Illinois.

Upon motion by Mayor Gover, seconded by Commissioner Graven, adopted this 7th day of June, 2016, by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,  
Commissioner Hall, Commissioner Owen,  
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 7th day of June, 2016.

/s/Timothy D. Gover  
Timothy D. Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/ Janett S. Winter-Black  
Janett S. Winter-Black, City Attorney

Recorded in the Municipality's Records on June 7, 2016.

Mayor Gover opened the floor for comments/questions/discussion. Commissioner Hall inquired if the trailer park was located on the other side of the fence. Administrator Gill and Mr. Burritt answered affirmatively.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Commissioner Hall seconded Commissioner Cox moved adopt Special Ordinance No. 2016-1627, approving a two-year contract renewal of the collective bargaining agreement with the Mattoon Firefighters Association, Local 691, IAFF, AFL-CIO.

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**CITY OF MATTOON, ILLINOIS**

**SPECIAL ORDINANCE NO. 2016-1627**

**AN ORDINANCE APPROVING AGREEMENT FOR THE YEARS 3 AND 4 OF THE COLLECTIVE BARGAINING AGREEMENT WITH THE MATTOON FIREFIGHTERS ASSOCIATION LOCAL 691, IAFF, AFL-CIO**

**WHEREAS**, the City of Mattoon entered into a Collective Bargaining Agreement with the Mattoon Firefighters Association Local 691, IAFF, AFL-CIO on May 6, 2014 which is effective through April 30, 2018; and,

**WHEREAS**, said Agreement contains language that both parties will agree to negotiate the cost or percentage of the health insurance, wages and EMT-basic paramedic pay; and

**WHEREAS**, the City Mattoon and the Mattoon Firefighters Association Local 691, IAFF, AFL-CIO have negotiated and have agreed to a 3% raise in the base wage rate and an increase to 22.5% of the premiums in health insurance starting January 1, 2017 and no increase in EMT-basic paramedic pay for Year 3; and,

**WHEREAS**, the City Mattoon and the Mattoon Firefighters Association Local 691, IAFF, AFL-CIO have negotiated and have agreed to a 2.5% raise in the base wage rate and an increase to 25% of the premiums in health insurance starting January 1, 2018 and no increase in EMT-basic paramedic pay for Year 4.

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, A MUNICIPAL CORPORATION, as follows:**

**Section 1.** The City Council hereby approves and ratifies the negotiated agreement for Years 3 and 4 of the Collective Bargaining Agreement hereto as Exhibit "A" and incorporated herein by this reference.

**Section 2.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 3.** This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Hall, seconded by Commissioner Cox, adopted this 7th day of June, 2016, by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,  
Commissioner Hall, Commissioner Owen,  
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 7th day of June, 2016.

/s/ Timothy D. Gover  
Timothy D. Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/ Janett S. Winter-Black  
Janett S. Winter-Black, City Attorney

Recorded in the Municipality's Records on June 7, 2016.

Mayor Gover opened the floor for comments/questions/discussion with no response.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Commissioner Hall seconded by Commissioner Owen moved to approve Council Decision Request 2016-1692, accepting the FY15 FEMA Assistance to Firefighters Grant in the amount of \$300,000 towards the acquisition of a new Rescue Pumper. EMW-2015-FV-01268

Mayor Gover opened the floor for comments/questions/discussion. Council with input from Chief Nichols discussed the time limit of one year with a possible extension for the grant, order date of within a month for truck, total cost of the truck approximately \$550,000, and cost savings by receiving the grant.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Mayor Gover acknowledged the attendance of two Boy Scouts.

#### DEPARTMENT REPORTS:

CITY ADMINISTRATOR/ COMMUNITY DEVELOPMENT updated Council on contract negotiations with the unions, contacts with realtors and development firms, and various retail construction activities within the City. Commissioner Hall inquired as to the gas station's intentions once the bank moves to its new location. Administrator Gill did not know what the gas station planned to do. Mayor Gover opened the floor for further questions with no response.

CITY ATTORNEY had nothing to report. Mayor Gover opened the floor for questions with no response.

CITY CLERK noted preparation for the audit; otherwise, business as usual. Mayor Gover opened the floor for questions with no response.

FINANCE noted preparation for the audit, arrival of two auditors for a short time with fieldwork to continue in July, anticipation of the first distribution of property tax revenue in July, and IML's notification of a delay in the State's distributions of MFT, Use Tax and Video Gaming revenues. Mayor Gover opened the floor for questions with no response.

PUBLIC WORKS updated Council on various construction projects throughout the City; and announced the Artworks event in the Downtown this weekend. Commissioner Cox inquired as to street striping with Director Barber elaborating on street striping activities; and extended the compliment received on Western Avenue's striping. Mayor Gover called for further questions with no response.

FIRE noted business as usual besides preparation for the auditors and activities by the truck committee in preparation for ordering the new truck. Mayor Gover opened the floor for questions with no response.

POLICE noted much activity with the Police Department, 722 public nuisance violations since January 1<sup>st</sup>, and an officer out due to an injury from an incident with a criminal. Mayor Gover opened the floor for questions.

ARTS AND TOURISM Commissioner Hall elaborated on the 5<sup>th</sup> Annual Artworks event for all ages this weekend and acknowledged the assistance of Director Barber and the Police Department during the event.

#### COMMENTS BY THE COUNCIL

Commissioner Cox noted the extensive use of the new lake boat providing safety stops during the Memorial Day weekend. Commissioners Graven, Hall, and Owen had no further comments.

Commissioner Hall seconded by Commissioner Cox moved to adjourn at 6:48 p.m.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, NAY Commissioner Owen, YEA Mayor Gover.

/s/ Susan J. O'Brien  
City Clerk